

RUTAN & TUCKER LLP

Attorneys at Law

611 Anton Boulevard, 14th Floor

Costa Mesa California 92626-1931

Mailing Address: Post Office Box 1950, Costa Mesa, California 92628-1950

Telephone: 714.641.5100

Facsimile 714.546.9035

**RECEIVED
CENTRAL FAX CENTER**

OCT 11 2005

FACSIMILE TRANSMISSION

DATE: OCTOBER 11, 2005

TO:

Hard Copy to Follow via Mail: NO

NAME	FAX NO.	PHONE NO.
USPTO (Information Disclosure Statement Filing)	(571) 273-8300	

FROM: Sara Geer - 2081

RE: U.S. Patent Appl. No. 10/541974
Configurations And Methods For Ultrasound Time Of Flight Diffraction
Analysis
Information Disclosure Statement

CLIENT/MATTER NO.: 100325.0201US

NUMBER OF PAGES, INCLUDING COVER: 5

MESSAGE:

Please find attached Information Disclosure Statement.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AGENT RESPONSIBLE TO DELIVER THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

If there are problems receiving this Fax Transmittal please call 714.641.5100, Ext. 1235

2081/100325.0201US-
a0000000

PAGE 1/5 * RCVD AT 10/11/2005 6:43:15 PM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-6/25 * DNIS:2738300 * CSID:714 546 9035 * DURATION (mm:ss):01:46

BEST AVAILABLE COPY

RECEIVED
CENTRAL FAX CENTEROCT 11 2005
PATENT

Attorney's Docket No. 100325.0201US

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

In re application of: Messer, Barry et al.

Group: Not Assigned

Serial No: 10/541974

Examiner: Not Assigned

Intl. Filing Date: July 24, 2003

For: Configurations And Methods For
Ultrasound Time Of Flight
Diffraction AnalysisCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement ("IDS") transmitted herewith is being filed:

1.97(b) - *within* three months of the filing date of the application or date of entry into the national stage of an international application, or before the mailing date of a first Office action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under § 1.114, whichever event occurs last.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

☐ MAILING
deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to the Commissioner for Patents, P. O. Box
1450, Alexandria, VA 22313-1450

☒ FACSIMILE
transmitted by facsimile to the Patent and Trademark
Office ((571) 273-8300)

Date: 10/11/05

3081/100325-0201US
049505.01 10/11/05

Sara Oert

BEST AVAILABLE COPY

FEE

2. Accompanying this transmittal is:

no fee as the accompanying IDS is being submitted within the time period specified in 1.97(b).

STATEMENT UNDER 1.97(e)

3. Accompanying this transmittal is:

a statement in accordance with 1.97(e) as the IDS is either being submitted under section 1.97(c) without a fee, or under 1.97(d).

Respectfully submitted,

Date: 10/11/05

By: 

Robert D. Fish
Reg. No. 33,880

Attorneys for Applicant
Rutan & Tucker, LLP
Post Office Box 1950
Costa Mesa, CA 92628-1950
Tel: (714) 641-5100
Fax: (714) 546-9035

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER

OCT 11 2005

In re application of: Messer, Barry et al.

Serial No: 10/541974

Intl. Filing Date: July 24, 2003

For: Configurations And Methods For
Ultrasound Time Of Flight
Diffraction Analysis

Group: Not Assigned

Examiner: Not Assigned

STATEMENT IN ACCORDANCE WITH 1.97(e)

Honorable Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The accompanying information disclosure statement is being submitted under 37 C.F.R.
1.97(c) or (d), and:

(1) no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Dated: 10/11/05

By:

Respectfully submitted,
Rutan & Tucker, LLP

Robert D. Fish, Esq.
Reg. No. 33,880

LIST OF REFERENCES CITED BY APPLICANT <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO. 100325 0201US		SERIAL NO. 10/541974		
				APPLICANT Messer, Barry et al.				
				INTL. FILING DATE July 24, 2003		GROUP Not Assigned		
U.S. PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	5,931,807	8/3/1999	Mallart	73	641	10/25/1995	
	BB	4,769,571	9/6/1988	Habeger, Jr. et al.	310	334	8/28/1987	
	CC	4,326,274	4/20/1982	Hoba et al.	367	118	7/3/1980	
	DD	US 2002/0078759 A1	6/27/2002	Bray	73	763	5/16/2000	
	EE	6,105,431	8/22/2000	Duffin et al	73	624	5/7/1996	
	FF							
	GG							
	HH							
	II							
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	JJ							
	KK							
	LL							
	MM							
	NN							
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)								
	OO							
	PP							
	QQ							
EXAMINER					DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								

2081/100325-0201US

PAGE 5/5

BEST AVAILABLE COPY